OFFICE OF THE PRESIDENT, DISTRICT BOARD, HASSAN. 1069

Notification dated 12th August 1929.

Adverting to G. O. No. 913-15—L. B. 106-28-11, dated the 3rd August 1929, sanctioning the establishment of a toll-gate at the Kerlapur bridge across Budanur stream in the Arkalgud Taluk, the right to collect tolls at the toll-gate as per schedule B. during the official years 1929-30 and 1930-31, will be sold by public auction, at Kerlapur near the Bridge on 27th August 1929 from 12 noon to 5 P.M.

2. Persons intending to bid at the sale must attend in person or by a duly accredited agent. Every such person should deposit beforehand an amount of Rs. 200 as earnest money. The deposits of all the bidders except the first two or three whose bids are to be recommended for acceptance will be returned at the close of the sale. The deposit of the successful bidder who will be called the contractor, will be returned only on fulfilment of the contract. The deposits of the remaining bidders will be returned soon after the confirmation of the sale.

3. The sale will not become absolute until confirmed by the President, District Board who reserves the final power of refusing or accepting without assigning any reason whatever, the highest or any bid that may be offered.

4. The contractor shall, within fifteen days of the receipt of intimation of confirmation of the sale in his favour execute an agreement on duly stamped paper binding himself and his heirs to observe the conditions hereinafter set forth and to be subject to the penalties, forfeiture and liabilities referred to therein and shall furnish if he does not hold property in Mysore, at least two sureties who own sufficient properties in the Mysore State for the due performance of the contract.

5. The contract shall not be transferred by sale, gift or otherwise or subleased without the previous sanction of the President, District Board.

6. The contract amount shall be paid in twelve equal monthly instalments in advance on the first day of every month into the Taluk or District Treasury or the District Board Office.

7. The contractor shall have no claim to the fees recovered from persons compounding the payment of toll in accordance with the standing rules and orders approved by Government and he shall not levy any toll from such persons.

8. Interest at 9 per cent per annum shall be levied on all overdue amounts till date of payment.

9. The contractor shall collect tolls only at the rates specified in schedule B and at the Kerlapur Bridge gate on the through, incoming and outgoing traffic.

10. The contractor shall give to the person paying the toll a proper receipt showing the date and hour of payment of toll.

11. The contractor shall keep at the toll gate true accounts of the daily collections and of the traffic passing through the toll gate. These accounts shall be open to the inspection of the Deputy Commissioner, President and Vice President, District Board, the Assistant Commissioner or District Board Sanitary Inspector. He shall if required by the President, District Board, furnish to the District Board Office, or to the Sanitary Inspector at the end of every month a true return for the month showing the traffic passing through the gate in a prescribed form.

12. The contractor will have the use of the existing toll house and the gate without payment of any rent and he should keep them in good repair, failing which the cost of repair will be recovered from him. If any toll-gate or house is required, it will be put up at the cost of the District Board.

13. The contractor shall not be entitled to any remission of the contract amount or to any compensation on account of seasonal conditions or any other cause whatever.

14. The contractor shall conform generally to the rules published in the late Chief Commissioner's notification No. 274, dated 4th November 1876, and the rules issued under the Mysore District Boards' Regulation. He shall recognise all exemptions made by the Statute or rules in force for the time being. He shall pay special attention to the following points:—

(*a*) A table of authorised tolls shall be legibly written in English and Kannada and shall be put up in a conspicuous place near the toll-gate.

(*b*) Animals drawing any vehicles for which tolls can be demanded are not also to be charged with toll.

(*c*) No toll shall be levied afresh on any cart, etc., passing along the toll gate if within a period of 24 hours computing from sunrise to sunrise, a toll has been collected thereon at a toll gate in the Mysore State, or a toll gate in British India in respect of which the Government have secured reciprocity for exemption in consultation with the British Authorities.

(*d*) Carts laden with manure or other substance used as manure shall be exempt from payment of tolls at all the interior toll-gates and shall pay at the rates prescribed for unladen carts at all frontier toll-gates, provided that no toll shall be

levied on carts belonging to agriculturists residing within five miles of the toll-gate, when such carts are carrying manure, implements, seeds or agricultural produce to and from their fields and when they return unladen.

Note.—Any claim for exemption under this rule shall be supported by a certificate signed by the Patel or Chairman of the Village Panchayets of the village to which the carts belongs.

(*e*) No tolls shall be levied on foot-passengers.

(*f*) No toll shall be levied for the passage of Troops or Military Stores or equipages or of Police Officers in uniform on duty or of any person or property in their custody or of any property *bona fide* belonging to Government, the proof of which should be established by the production of a pass or certificate from any officer of the Department to which the property belongs, such officer being duly authorised by the President, District Board or Government to grant such certificates or passes. Such pass or certificate should be delivered up at the last toll-gate passed by the cart or carriage, conveying such property, before it reaches the destination noted in such pass or certificate.

(*g*) No toll shall be levied for the passage of carriages or carts, etc., if

(*a*) they belong to District Boards,

(*b*) they are conveying the District Fund servants on duty or property in the custody of such servants;

(*c*) they are licensed by the District Board during the period for which they have been licensed;

(*d*) they belong to Government servants travelling on duty who are certified by their respective immediate superiors as being not entitled to travelling allowance.

(*e*) (1) they belong to His Highness the Maharaja or His Highness the Yuvaraja;

(2) they belong to the Hon'ble the British Resident in Mysore;

(3) they belong to the Dewan of Mysore;

(4) they are engaged by the Postal Department exclusively to carry mails;

(5) they belong to a person who has compounded with the proper authorities in accordance with the rules framed by Government;

(6) they convey British Military Officers on duty;

(7) they belong to Engineer officers and subordinates of the Public Works Department on duty. (*vide* G. O. No. L. 8048—L. B. 135-28-2, dated 30th May 1929.)

Note.—Not more than one toll should be collected at any one District fund toll-gate in a District within a period of 24 hours.

Note.—(*a*) To entitle an officer to pass a toll gate without payment as being "on duty" he must fulfil one of the following conditions :—

(i) be travelling in a staff car;

(ii) wear uniform.

(*b*) Officers passing toll-gates on duty otherwise than in uniform will enter in a book kept by the toll-gate keeper for that purpose their rank, name and the nature of duty on which they are travelling.

No toll shall be levied on any conveyances used for ambulance purposes.

15. Any breach of the above conditions or rules, on the part of the contractor or his servants will entail the forfeiture of the deposit or the levy of a fine not exceeding Rs. 50 for each infringement. If the fine be not paid or in the event of instalments or other sums due are not paid within the prescribed date, it shall be competent to the President, District Board to suspend further collection of toll by the Contractor and dispose of the right to collect the toll during the remaining period by a resale or otherwise. The resale will be held at the risk of the defaulting contractor who shall be liable to make good all losses accruing, but shall not be entitled to any profits arising from the resale.

16. The imposition of the fine or resale of the contract shall be no bar to the prosecution of the contractor or his employee for any offence or to the institution of other legal steps against them under any law in force for the time being.

N.B.—Persons who are in arrears in respect of khists of tolls, ferries and markets of previous years will not be permitted to bid at the sale.

SCHEDULE B.

			Rs.	a.	p.
1.	On every motor bus as defined in the Motor Vehicles Rules		2	0	0
2.	Do	motor car	1	0	0
3.	Do	motor tricycle or bicycle	0	4	0
4.	Do	four-wheeled carriage	0	8	0

			Rs.	a.	p.
5.	On every	two-wheeled carriage on springs other than a jutka or ekka	0	4	0
6.	Do	ekka or jutka, laden	0	2	0
7.	Do	do unladen	0	1	0
8.	Do	other vehicle with springs including tricycle or bicycle	0	2	0
9.	Do	cart or other vehicle not on springs drawn by eight bullocks, buffaloes, horses, ponies, asses or mules, if laden	1	0	0
10.	Do	cart or other vehicle not on springs drawn by eight bullocks, buffaloes, horses, ponies, asses or mules, if not laden	0	8	0
11.	Do	cart or other vehicle not on springs drawn by six bullocks, buffaloes, horses, ponies, asses or mules, if laden	0	8	0
12.	Do	cart or other vehicle not on springs drawn by six bullocks, buffaloes, horses, ponies, asses or mules, if not laden	0	4	0
13.	Do	cart or other vehicle not on springs drawn by four bullocks, horses, buffaloes, ponies, asses or mules, if laden	0	6	0
14.	Do	cart or other vehicle not on springs drawn by four bullocks, horses, buffaloes, ponies, asses or mules, if not laden	0	3	0
15.	Do	cart or other vehicle not on springs drawn by two bullocks, buffaloes, horses, ponies, asses or mules, if laden	0	4	0
16.	Do	cart or other vehicle not on springs drawn by two bullocks, buffaloes, horses, ponies, asses or mules, if not laden	0	2	0
17.	Do	cart or other vehicle not on springs drawn by single bullock, buffalo, horse, pony, ass or mule, if laden	0	2	0
18.	Do	cart or other vehicle not on springs drawn by a single bullock, buffalo, horse, pony or mule, if not laden	0	1	0

K. MAHADEVAPPA,
In charge President,
District Board.

BANGALORE CITY MUNICIPALITY.

Notice dated 13th August 1929.

The Public are hereby informed that the notice of sale of the land comprising the Bathing-ghat with compound wall and buildings constructed thereon in Chickpet, Bangalore City, published in *Mysore Gazette*, page No. 633 Part II A, dated 8th August 1929 is withdrawn and the sale announced will not take place on that date.

C. MACHIA,
President.